

**IDAHO LICENSING BOARD OF PROFESSIONAL COUNSELORS AND
MARRIAGE AND FAMILY THERAPISTS**
Division of Occupational and Professional Licenses
P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 5/28/2020

BOARD MEMBERS PRESENT: Dennis M Baughman, LCPC - Chair
Spencer Zitzman, LMFT
Regina R Moro, LPC
Steven I Lanzet, LCPC, LMFT
Tami S Kammer, LMFT, LCPC

DIVISION STAFF: Dawn Hall, Deputy Division Administrator
Julie Eavenson, Licensing Group Manager
Greg Floyd, Financial Unit Manager
Lori Peel, Investigative Unit Manager
Nicholas Krema, General Counsel
Rob McQuade, Legal Counsel

OTHERS PRESENT: Gemma Utting, Idaho Association for Marriage and
Family Therapy
Darla Trent, Idaho Counseling Association

The meeting was called to order at 8:30 AM MDT by Dennis M Baughman, LCPC.

APPROVAL OF MINUTES

Mr. Lanzet made a motion to approve the minutes of 4/10/20. It was seconded by Ms. Moro. Motion carried.

COMPLAINT MEMORANDUM

Ms. Peel gave the investigative report, which is linked above.

EXECUTIVE SESSION

Ms. Moro made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to discuss documents relating to the fitness of a licensee to retain a license or registration. It was seconded by Ms. Kammer. The vote was: Mr. Lanzet, aye; Ms. Kammer, aye; Ms. Moro, aye; Mr. Zitzman, aye; and Mr. Baughman, aye. Motion carried.

Mr. Lanzet made a motion to come out of executive session. It was seconded by Mr. Zitzman. Motion carried.

DISCIPLINE

Mr. Nelson presented Stipulation and Consent Orders in case numbers COU-2019-11, COU-2019-14, and COU-2020-2. Mr. Lanzet made a motion to approve the consent orders and allow the Board chair to sign on behalf of the Board. It was seconded by Mr. Zitzman. Motion carried.

Ms. Peel presented a Findings of Fact, Conclusions of Law and Final Order in case number COU-2020-5. Ms. Kammer made a motion to approve the Final Order in case number COU-2020-5 and allow the Board chair to sign on behalf of the Board. It was seconded by Ms. Moro. Motion carried.

FOR BOARD DETERMINATION

Mr. Zitzman made a motion to approve the Division's recommendation and authorize closure in case numbers I-COU-2018-26, I-COU-2018-27, I-COU-2019-30, and I-COU-2019-32. It was seconded by Ms. Moro. Motion carried.

LAWS AND RULES

Mr. McQuade presented a legislative update. The Governor has asked for all licensing Boards to review their laws following a set schedule to be submitted on July 10. The Board of Professional Counselors and Marriage and Family Therapists will be reviewing its laws this year.

A subcommittee was formed to address the licensing and endorsement rules. Mr. Lanzet and Ms. Kammer volunteered to work with Mr. McQuade. Ms. Moro made a motion to have Mr. Lanzet and Ms. Kammer to serve on a subcommittee to review the Board's laws with Mr. McQuade. It was seconded by Mr. Zitzman. Motion carried.

FINANCIAL REPORT

Ms. Hall introduced the Financial Unit Manager Gregory Floyd, who will be presenting the financial report. Mr. Floyd indicated that the Board had a cash balance of \$130,304.35 as of 4/30/20.

DIVISION BUSINESS

The Board reviewed the To Do List and no action was taken.

INFORMED CONSENT

The Board reviewed the draft of the informed consent form which was presented by Ms. Moro on behalf of the associations. No action was taken.

BOARD BUSINESS

CORRESPONDENCE

The Board reviewed correspondence from Jill Stewart regarding informed consent and recording sessions. The Board specialist will direct the licensee to the Board's laws and rules.

The Board reviewed correspondence from Kelly Loy regarding LMFT licensing requirements. The Board directed the Division to respond to Ms. Loy indicating the Board will be reviewing laws and rules for the upcoming legislative session.

The Board reviewed correspondence from Randolph James who is representing a licensee from North Carolina and NBCC. The Board directed the Division to reply accordingly as the concern does not pertain to Idaho.

EXECUTIVE SESSION

Mr. Lanzet made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to consider documents relating to the fitness of an applicant to be granted a license or registration. It was seconded by Ms. Kammer. The vote was: Mr. Lanzet, aye; Ms. Moro, aye; Ms. Kammer, aye; Mr. Zitzman, aye; and Mr. Baughman, aye. Motion carried.

Ms. Kammer made a motion to come out of executive session. It was seconded by Ms. Moro. Motion carried.

APPLICATIONS

Ms. Kammer made a motion to deny the following based on Rule 300.01 and 300.02, which states a licensee must have been licensed for 5 years:

LMFTA 7699 AIMEE CHAILLE

It was seconded by Mr. Lanzet. Motion carried.

Ms. Kammer made a motion to deny the following based on Rule 238.03 in which the applicant did not meet the criteria for supervised hours:

LMFTA 7710 SUSAN PENNINGTON

It was seconded by Mr. Lanzet. Motion carried.

Ms. Kammer made a motion to table the following pending receipt of additional information:

COUA 7536

It was seconded by Mr. Lanzet. Motion carried.

NEXT MEETING was scheduled for July 30, 2020 at 8:30 AM MDT.

ADJOURNMENT

Mr. Lanzet made a motion to adjourn the meeting at 12:11 PM MDT. It was seconded by Mr. Zitzman. Motion carried.

Dennis M Baughman, LCPC, Chair